

Document Readers

EPA Award Document

Title: Compliance and Permit Assurance Program

Document Status

Document Phase: Final

Last Modified: 09/27/2007

Current Editor: John Owen

Delegate: Janet Stephens

Application Information

Amount Requested: \$63,300

Date Received: 06/12/2003

Date Signed: 05/28/2003

Award Information

Awarding Region: EPA R2

Grant Number: 98283603-0

Record Type: N

Program Code: X1 - Solid Waste Management Assistance: Training Education Studies and Demonstrations

Grant Type: Non-Construction

Agreement Type: Grant Agreement

Payment Method: ASAP

ACH#:

Payment Office: Region 2 Financial Management Branch

Postponed:

Funding Pkg Date: 06/20/2003

Mailing Date: 06/27/2003

Award Date: 06/25/2003

Release Date:

Notification Date:

Acceptance Date: 07/14/2003

ODN: X198283603

Recipient Information**Name and Address of Recipient**

Applicant Type: Indian Tribe

Applicant Name: SRMT - Saint Regis Mohawk Tribe

DUNS:

Address: 412 State Route 37

City: Akwesasne

County: St. Regis Mohawk Indian Reservation

State: NY

Zip: 13655

Congressional Dist: 24

EIN: 16-1007650

Organizational Unit: Environmental Division

Sub Org. Unit:

NSF Code:

Minority Institution:

Name and Address of Payee

Payee Name: Saint Regis Mohawk Tribe

Address: 412 State Route 37

City: Akwesasne

State: NY

Zip: 13655

Recipient Point Of Contact

Project Manager: Ken Jock

Title: Project Manager

Fax:

E-Mail:

Phone: 518-358-5937

Address: 412 State Route 37

City: Akwesasne

State: NY

Zip: 13655

EPA Contacts

Grant Specialist: John Owen

GS ID: OJH

Office: Grants and Contracts Management Branch

Mail Code: GCMB

| | | | |
|---|---|--------------------------|--------------|
| E-Mail: | Owen.John@epa.gov | Phone: | 212-637-3415 |
| Project Officer: | Lorraine Graves | Approving Region: | EPA R2 |
| Title: | Project Officer | | |
| E-Mail: | | Phone: | 212-637-4099 |
| Address: | 290 Broadway, 22nd Floor | Mail Code: | DEPP-RPB |
| City: | New York | | |
| State: | NY | Zip: | 10007-1866 |
| Approval Office Div: | Division of Environmental Planning and Protection | | |
| Address: | 290 Broadway | | |
| City: | New York | | |
| State: | NY | Zip: | 10007-1866 |
| Approval Office Address Printed on the OMB | | | |
| Region: | | | |
| Division: | | | |
| Address: | | | |
| City: | | | |
| State: | | Zip: | |
| Congressional Liaison: | Barbara Brooks | Phone: | 202-564-2783 |
| AAShip/RAShip: | R2 - Region 2 | | |
| Division/Office: | | | |
| Lab/Office: | | | |
| Branch: | | | |

Project Information

| | | | |
|---|--|-----------------------------|------------|
| CFDA: | 66.808 - Solid Waste Management Assistance | | |
| Media: | Solid Waste | | |
| Project Title: | Compliance and Permit Assurance Program | | |
| Description: | A Grant Agreement to assist the St. Regis Mohawk Tribe in the administration of its Compliance and Permit Assurance Project under its Solid Waste Management Assistance Program. | | |
| Areas Affected by Project | | | |
| State(s): | NY | | |
| County/Countries: | St. Regis Reservation | | |
| City/Cities: | St. Regis Reservation | | |
| Congressional Dist: | 24 | | |
| Zip Code(s): | | | |
| Budget Period Cost: | \$63,300 | Project Period Cost: | \$63,300 |
| Project Period Start: | 07/01/2003 | Project Period End: | 06/30/2004 |
| Budget Period Start: | 07/01/2003 | Budget Period End: | 06/30/2004 |
| Applicant ID: | | State ID: | |
| Statutory Auth: | Solid Waste Disposal Act: Sec. 8001 | | |
| Regulatory Auth: | 40 CFR PART 31 | | |
| Special Tracking Code: | S - Small Grant | | |
| High Risk / Special Payment: | | | |
| International | | | |
| Work Performed outside the U.S.: | | | |

Competition, EPA Order 5700.5A1

| | |
|---|----|
| Was the award made through a competitive process? | No |
| Select the reason why the award was not competed under EPA Order 5700.5A1. | |
| | |
| Competition code: | |
| | |

Award Document Attachments**Attachments:****Fiscal Information**

Vendor Code:
Accounting Period:
COMPASS Status:

| Line | Site Name | Req No | Fiscal Yr | Approp Code | BO Code | PRC | Object Class | Amount | Site Project | Cost Org Code |
|------|-----------|--------|-----------|-------------|---------|--------|--------------|--------|--------------|---------------|
| 1 | - | HE0232 | 0203 | B | 02TB | 90202E | 4157 | 63,300 | - | - |
| | | | | | | | | 63,300 | | |

Award Amount

| Funds | Former Award | This Action | Amended Total |
|----------------------------------|--------------|-------------|---------------|
| EPA Amount This Action: | \$ | \$63,300 | \$63,300 |
| EPA In-Kind Amount: | \$ | \$ | \$0 |
| Unexpended Prior Yr. Bal: | \$ | \$ | \$0 |
| Other Federal Funds: | \$ | \$ | \$0 |
| Recipient Contribution: | \$ | \$ | \$0 |
| State Contribution: | \$ | \$ | \$0 |
| Local Contribution: | \$ | \$ | \$0 |
| Other Contribution: | \$ | \$ | \$0 |
| Allowable Project Cost: | \$0 | \$63,300 | \$63,300 |

Approved Budget

| Table A - Object Class Category (Non-construction) | Total Approved Allowable Budget Period Cost |
|--|--|
| 1. Personnel | \$31,967 |
| 2. Fringe Benefits | \$11,754 |
| 3. Travel | \$500 |
| 4. Equipment | \$0 |
| 5. Supplies | \$3,018 |
| 6. Contractual | \$5,000 |
| 7. Construction | \$0 |
| 8. Other | \$0 |
| 9. Total Direct Charges | \$52,239 |
| 10. Indirect Costs: Rate % Base | \$11,061 |
| 11. Total (Share: Recipient 0.00 % Federal 100.00 %.) | \$63,300 |
| 12. Total Approved Assistance Amount | \$63,300 |
| 13. Program Income | \$0 |
| 14. Total EPA Amount Awarded This Action | \$63,300 |
| 15. Total EPA Amount Awarded To Date | \$63,300 |

Administrative & Programmatic Conditions**Administrative Conditions****1. LOBBYING AND LITIGATION**

The recipient agrees to provide EPA Form 5700-53, Lobbying and Litigation Certificate as mandated by EPA's annual appropriations act. A chief executive officer of any entity receiving funds under this Act shall certify that none of these funds have been used to engage in the lobbying of the Federal Government or in litigation against the United States unless authorized under existing law. The certification must be submitted in accordance with the instructions provided by the EPA award official and is due 90 days after the end of the project period.

2. RECYCLING TERM AND CONDITION

ALL APPLICANTS:

In accordance with EPA Order 1000.25 and Executive Order 13101, *Greening the Government Through Waste Prevention, Recycling, and Federal Acquisition*, the recipient agrees to use recycled paper for all reports which are prepared as a part of this agreement and delivered to EPA. This requirement does not apply to reports prepared on forms supplied by EPA, or to Standard Forms, which are printed on recycled paper and are available through the General Services Administration. Please note that Section 901 of E.O. 13101, dated September 14, 1998, revoked E.O. 12873, *Federal Acquisition, Recycling, and Waste Prevention* in its entirety.

STATE AGENCIES AND POLITICAL SUBDIVISIONS:

Any State agency or agency of a political subdivision of a State which is using appropriated Federal funds shall comply with the requirements set forth in Section 6002 of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. 6962). Regulations issued under RCRA Section 6002 apply to any acquisition of an item where the purchase price exceeds \$10,000 or where the quantity of such items acquired in the course of the preceding fiscal year was \$10,000 or more. RCRA Section 6002 requires that preference be given in procurement programs to the purchase of specific products containing recycled materials identified in guidelines developed by EPA. These guidelines are listed in 40 CFR 247.

STATE AND LOCAL INSTITUTIONS OF HIGHER EDUCATION, HOSPITALS, AND NON-PROFIT ORGANIZATIONS:

Pursuant to 40 CFR 30.16, State and local institutions of higher education, hospitals, and non-profit organizations that receive direct Federal funds shall give preference in their procurement programs funded with Federal funds to the purchase of recycled products pursuant to EPA's guidelines.

3. FINAL FINANCIAL STATUS REPORTS/GRANT CLOSEOUT

A) FINANCIAL STATUS REPORT

In accordance with 40 CFR 30.52(a)(1)(iv) or 31.41(b)(4) as it applies, the recipient shall submit to the EPA, Region 2, Grants and Contracts Management Branch a "final" Financial Status Report (FSR) within 90 days after the end of the Project/Budget Periods. FSRs must be prepared in whole dollar amounts.

EPA may extend the due date for submission of a final FSR upon a written request from the recipient. The recipient is required to submit an "interim" FSR to the EPA Region 2 Grants and Contracts Management Branch, along with this request.

B) CLOSEOUT

The Administrative Closeout Phase for this grant will be initiated with the submission of a "final" FSR. At that time, the recipient must submit the following forms/reports to the EPA Region 2 Grants and Contracts Management Branch, if applicable:

- Federally Owned Property Report
- An Inventory of all Property Acquired with federal funds
- Final Request for Payment (Standard Form 270)
- Contractor's or Grantee's Invention Disclosure Report (EPA Form 3340-3)

4. **INDIRECT COSTS**

If the recipient does not have a negotiated indirect cost rate: "The recipient agrees to prepare and retain on file an Indirect Cost Rate Proposal for the indirect costs being requested for reimbursement under this agreement. The proposal, which is subject to audit, must be based on the EPA Booklet "Preparing Indirect Cost Proposals for Grants and Contracts" (August 1990). This guidance can be obtained by contacting the EPA Grants Specialist identified in this award document

5. **DISADVANTAGED BUSINESS ENTERPRISES**

The recipient agrees to follow the six affirmative steps stated in 40 CFR 31.36(e), 35.3145(d), 30.44(b) or 35.6580, as appropriate, and to require its prime contractor to follow these affirmative steps if it awards subcontracts; the recipient also agrees to retain records documenting compliance.

The six affirmative steps contained in 40CFR 31.36(e) are as follows:

- (i) Placing qualified small and minority businesses and women's business enterprises on solicitation lists;
- (ii) Assuring that small and minority businesses, and women's business enterprises are solicited whenever they are potential sources;
- (iii) Dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority businesses, and women's business enterprises;
- (iv) Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority businesses, and women's business enterprises;
- (v) Using the services and assistance of the Small Business Administration, and the Minority Business Development Agency of the Department of Commerce; and
- (vi) Requiring the prime contractor, if subcontracts are to be let, to take the affirmative steps listed in i-v above

The recipient agrees to submit an EPA Form 5700-52A, "MBE/WBE Utilization Under Federal Grants, Cooperative Agreements and Interagency Agreements" beginning with the Federal fiscal

year quarter the recipient receives the award and continuing until the project is completed. These reports must be submitted to Otto Salamon, the Region 2 MBE/WBE Coordinator, Grants and Contracts Management Branch, 290 Broadway, New York, New York 10007 within 30 days of the end of the Federal fiscal quarter (January 30, April 30, July 30 and October 30). For assistance awards for continuing environmental programs, the recipient agrees to submit an EPA Form 5700-52A to the MBE/WBE Coordinator by October 30 each year.

In accordance with Section 129 of Public Law 100-590, the Small Business Administration and Reauthorization and Amendment Act of 1988, the recipient agrees to utilize and to encourage any prime contractors under the assistance agreement to utilize small businesses located in rural areas to the maximum extent possible through the use of the six affirmative steps.

6. METHOD OF PAYMENT - (REIMBURSEMENT ONLY)

The recipient shall request Federal payments by completing Standard Form 270, "Request for Advance or Reimbursement" and submitting it to the EPA Grants and Contracts Management Branch. Requests for reimbursement should be submitted on a quarterly basis. However, if the recipient incurs more than \$500 in costs in a given month a request for reimbursement may be submitted to the EPA Grants and Contracts Management Branch on a monthly basis. The requests will report cumulative expenditures both (Federal and Non-Federal) incurred under the grant. Such expenditures should be reported in whole dollar amounts. EPA will make payments for allowable expenditures at the ratio shown in the latest Agreement.

7. NO COST TIME EXTENSION (PART 31)

If a no cost time extension is necessary to extend the period of availability of funds (budget period), the recipient must submit a written request, including a justification as to why additional time is needed and an estimated date of completion to the EPA, Region 2, Grants and Contracts Management Branch prior to the budget/project period expiration dates. An interim FSR must be submitted along with the request which covers all expenditures and obligations to date in whole dollar amounts.

8. UTILIZATION OF SMALL BUSINESS IN RURAL AREAS (SBRAs)

In accordance with Section 129 of Public Law 100-590 (i.e., Small Business Act amendments) the recipient agrees and is required to utilize the following affirmative steps if a contract is awarded under this assistance agreement:

- a. placing SBRAs on solicitation lists;
- b. making sure that SBRAs are solicited whenever they are potential sources;
- c. dividing total requirements, when economically feasible, into small tasks

or quantities to permit maximum participation by SBRAs;

- d. establishing delivery schedules, where the requirements of work will permit, which would encourage participation by SBRAs;
- e. using the services of the Small Business Administration and the Minority Business Development Agency of the U.S. Department of Commerce, as appropriate; and
- f. requiring the contractor to take the affirmative steps in subparagraphs a. through e. of this part if subcontracts are awarded.

Programmatic Conditions

9. PROGRESS REPORTS

The recipient shall submit to the EPA Project Officer quarterly progress reports 30 days after the end of each quarter (October 31, 2003, January 31, 2004, April 30, 2004). The final quarterly progress report shall be considered the final report and shall be submitted 90 days after the expiration date of this agreement (September 30, 2004). If technically possible, EPA would prefer that these reports be submitted electronically.

EPA Review

Read Access: Controlled

Approvers:

Submitted:

Due Date:

| Response | Approver | Date |
|----------|----------|------|
| | | |

Grant Coordinator: John Owen

EPA Signature

Award Official: Jane Kenny

Printed Name: Jane M. Kenny

Title: Regional Administrator

Phone: 212-637-5000

Delegate:

Title:

Phone:

Signature: _____

Recipient Review

Read Access: Controlled

Applicant POC: Ken Jock

Title: Project Manager

Phone: 518-358-5937

Readers:

Submitted:

Approvers:

Submitted:

Due Date:

| Response | Approver | Date |
|----------|----------|------|
| | | |

Recipient Acceptance

| | |
|------------------------------------|----------------------------|
| Authorized Rep: Alma Ransom | |
| Printed Name: Alma Ransom | |
| Title: Tribal Chief | Phone: 518-358-2272 |
| Delegate: | |
| Title: | Phone: |

Signature:

Action Code Table

| Entry | Date | Action |
|-------|------------|---|
| E | 06/12/2003 | 1 - Application Received By EPA |
| E | 06/12/2003 | 2 - Application Forwarded To Program Office |
| P | 06/20/2003 | 3 - Funding Recommendation w/Change Request Received By GMO |
| P | 06/25/2003 | F - Award |

Origination Information

Notifications History